IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO. 713 OF 2004
IN
PAUPER PETITION NO.11 OF 1997
IN
SUMMARY SUIT NO.3299 OF 2003

Haji Ismail Haji Habib
Musafirkhana Trust ..Plaintiffs

Vs.

Mr.Yusuf Saleh Mohammed & Ors. ..Defendants

And

Smt.Hamida Begam & Ors. ..Applicants

None for the plaintiffs

Ms.Jahira Tejani with Ms.Anita Tripathi for the applicant

Mr.Malvankar - Representative of Court Receiver present

CORAM: S.U.KAMDAR, J

DATE: 21ST FEBRUARY 2005

P.C.:

1. The learned counsel the applicant seeks leave to delete the prayer for substituting the defendant no.5 and presses only the prayer for substituting defendant no.4 and 30. On last occasion, the plaintiffs made clear that in so far

as defendant no.4 and 30 is concerned, the plaintiffs have no objection in bringing the applicant on record in the present proceedings.

2. In view thereto the present Chamber Summons is made absolute in terms of prayer clause (a) in so far as as defendant no.4 and 30 are concerned. Report of Court Receiver dated 17.02.2005 is taken on record.